

## **CONSERVATORSHIP CALENDAR NOTES**

**July 9, 2021**

**10:00 AM, Department 40  
Placer County Superior Court**

Published July 7, 2021, 4:00 PM

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**Local Rule 10.27, "eDelivery/eFiling," requires electronic filing of documents by attorneys and represented parties.**

These calendar notes are provided pursuant to Local Rule 80.1.4 for the conservatorship calendar set for hearing **July 9, 2021, 10:00 AM, in Department 40**, Commissioner Glenn M. Holley, presiding. Pursuant to Local Rule 80.1.4, these calendar notes are **not** a tentative ruling on the merits of any matter before the court.

Updated notes may be posted at any time. Notes will generally be updated the court day prior to the hearing. Staff may respond to limited questions concerning calendar notes; however, court staff may not give legal advice to parties or attorneys. Messages may be left for the Office of Legal Research at (916) 408-6119.

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### **1. S-PR-0004029 Jones, Rosalyn M; In re conservatorship of**

Appearance is required for hearing on petition to confirm sale of real property.

Missing notice of sale of real property. Prob.C. §§ 2543(b), 10300, 10304. Missing publication of notice of sale of real property. Prob.C. §§ 2543(b), 10300(a).

Missing service of notice of confirmation hearing to purchaser Kurt Schrieber. Prob.C. §§ 2543(b), 10308(c). Missing posting of notice of confirmation hearing. Prob.C. §§ 2543(b) & (d)(1), 10308(c), 1230.

**2. S-PR-0006151 Dougherty, Charles F. - In Re the Conservatorship of**

It is recommended the court approve the 6th and 7th / final conservatorship accounts.

Distribution of conservatorship assets should not be approved: missing small estate affidavit by trustee of conservatee's trust. Prob.C. § 13101.

**3. S-PR-0008678 Davis, Beverly - In Re the Conservatorship of**

Third and final conservatorship account is recommended for approval as prayed.

**4. S-PR-0010227 Peterson, Ethel L; In re conservatorship of**

Appearance is required for hearing on petition for medical decisional authority. Missing timely notice to conservatee. Prob.C. §§ 1891, 1460(b)(2). Proof of service filed July 7 shows only 2 days' service.

Note: respondent's appearance is required unless the court investigator has reported respondent's unwillingness to attend the hearing. Prob.C. § 1893(c).

**5. S-PR-0010442 Carlyle, Neva Willetta - In Re the Conservatorship of**

Petition for attorney fees is recommended for approval as prayed.

**6. S-PR-0010863 In Re the Conservatorship of Jennings, Magda Sally**

Appearance is required for hearing on petition for appointment of conservator of the person.

Missing sufficient service of citation and petition. The citation filed July 6 shows only 7 days' service; 15 days' service of the citation with copy of the petition is required. Missing capacity declaration.

**7. S-PR-0010864 In Re the Conservatorship of Meikle, Myra N**

Appearance is required for hearing on amended petition for appointment of joint conservators of the person.

Clarification is required: the petition includes conflicting allegations and requests with respect to conservatorship of the estate. The caption indicates petitioners request conservatorship of the estate; no prayer for such relief is included (¶ 1b); grounds for conservatorship of the estate are alleged at ¶ 5c(2) and in the confidential supplemental forms.

Missing sufficient service of citation with copy of amended petition. The citation shows service May 22, 2021, prior to the filing of the amended petition. The amended petition requires completely new service, C.R.C. 7.53.

Missing required allegations concerning developmental disability (§ 5f).

It is recommended the court require a new capacity declaration be obtained. The capacity declaration indicates that Dr. Anandam has not seen respondent in person for approximately 16 months.

**8. S-PR-0010909 In Re the Conservatorship of Loughlean, Edwin Barry**

Appearance is required for continued hearing on petition for appointment of temporary conservator of the person.

Missing notice of hearing. Missing 5 court days' personal service of notice of hearing with copy of temporary petition to respondent. Missing 5 court days' service of notice of hearing with copy of the petition to respondent's spouse and granddaughter Krista Tulley. Prob.C. § 2250. Service to counsel alone is insufficient. Prob.C. § 1214; C.R.C. 7.51(a)(1) & (b).

**9. S-PR-0010916 In Re the Conservatorship of Scudder, Linda Jean**

Appearance is required for continued hearing on petition for appointment of temporary conservator of the person.

Missing notice of hearing. Missing 5 court days' personal service of notice of hearing with copy of temporary petition to respondent. Missing 5 court days' service of notice of hearing with copy of the petition to all second-degree relatives of respondent. Prob.C. § 2250(e).